

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

2a-2

In the matter of rescinding Approval Order  
NO. 12AQ-E453 for Transmessis aka 1138 aka Inland  
Empire Oilseeds, Odessa, Washington

) Order of Rescission  
) Order NO. 17AQ-E035  
)

TO: Kim Ramm, President  
Odessa Public Development Authority  
PO Box 763  
207 W. 1<sup>st</sup> Ave  
Odessa, WA 99159

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On May 15, 2014, Transmessis, the most recent business name associated with the production of biodiesel and other products from canola seed at the 206 West Railroad Ave property, submitted an NOC application to modify the biodiesel refinery at that location. At that time, the biodiesel operation was not in compliance with its Air Quality Approval Order No. 12AQ-E453, consequently Ecology was unable to approve the modifications requested. In June of 2014, the business operating the facility discontinued biodiesel and seed processing activity at the facility. Thus, in accordance with Approval Condition 10.2 of Approval Order 12AQ-E453, Approval Order 12AQ-E453 is void. To resume handling seed or producing biodiesel at this site will require a new application for pre-construction review by the Ecology Air Quality Program (an NOC application).

#### DETERMINATIONS

In relation to the above activities at 206 West Railroad Ave, Odessa, WA 99159, the Department of Ecology, State of Washington, pursuant to RCW 70.94.152, WAC 173-400-110, WAC 173-460 and Approval Order No. 12AQ-E453, makes the following determinations:

1. Transmessis aka 1138 aka Inland Empire Oilseeds has not operated according to the conditions of Approval Order No. 12AQ-E453, and has not operated at all for more than 18 months, thus rendering Approval Order 12AQ-E453 void in accordance with Condition 10.2 of that approval.
2. Rescission of the Approval Order No. 12AQ-E453 will provide regulatory relief to the many previous permit holders as well as the property owner: Odessa Public Development Authority.

**THEREFORE, IT IS ORDERED** that Approval Order No. 12AQ-E453 is hereby rescinded. The authorization, terms, and conditions of Order No. 12AQ-E453 are no longer effective.

#### YOUR RIGHT TO APPEAL

You have a right to appeal this Approval Order to the Environmental and Land Use Hearing Office, Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this Approval Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B .001 (2).

To appeal you must do the following within 30 days of the date of receipt of this Approval Order:

- File your appeal and a copy of this Approval Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Approval Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

**ADDRESS AND LOCATION INFORMATION:** You may file your appeal in person at the street address(es) below, or by mail at the mailing address(es) below:

**STREET ADDRESSES**

**Pollution Control Hearings Board**  
**1111 Israel Road SW, Suite 301**  
**Tumwater, WA 98501**

**The Department of Ecology**  
**Attn: Appeals Processing Desk**  
**300 Desmond Drive SE**  
**Lacey, WA 98503**

**MAILING ADDRESSES**

**Pollution Control Hearings Board**  
**P.O. Box 40903**  
**Olympia, WA 98504-0903**

**The Department of Ecology**  
**Attn: Appeals Processing Desk**  
**P.O. Box 47608**  
**Olympia, WA 98504-7608**



And send a copy of your appeal to:

Karen K. Wood, Section Manager  
Department of Ecology, Air Quality Section  
Eastern Regional Office  
4601 N. Monroe Street  
Spokane, WA 99205-1295

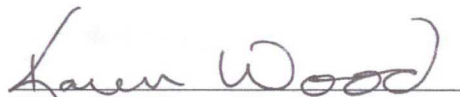
*For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>  
To find laws and agency rules visit the Washington State Legislature Website:  
<http://www1.leg.wa.gov/CodeReviser>*

DATED at Spokane, Washington this 28<sup>th</sup> day of July, 2017.

PREPARED BY:

  
  
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Department of Ecology  
State of Washington

APPROVED BY:

  
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